

Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, November 27, 2012 at 9:00 A.M.

The Clay County Board of Supervisors met November 27, 2012 as per public notice given in the Clay County News on November 21, 2012 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Vice Chairman, Nuss presided with roll call showing the following present: Samuelson, Anderson, Schmidt, Johnson, Shaw and Nuss; absent: Fintel. Minutes of the meeting held November 20, 2012 were mailed to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Vice Chairman Nuss stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Samuelson and seconded by Johnson to approve the minutes of the meeting held November 20, 2012 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw; abstain, Nuss; absent: Fintel. Motion carried.

There was no public input.

Thomas Roemmich II, Highway Superintendent, reported that projects were continued to be worked on as long as the weather permits them to do so. A job opening was advertised to fill the vacancy of Ken Shafer who is retiring.

Motion by Anderson and seconded by Johnson to approve the easement requested by Martin Overturf for an electric line across Road 309 from the SE ¼ Sec. 21-T6N-R5W to NE ¼ Sec. 28-T6N-R5W to power an irrigation well — agricultural use only. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Samuelson and Nuss; absent: Fintel. Motion carried.

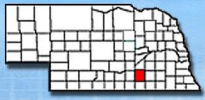
Motion by Samuelson and seconded by Schmidt to approve the easement requested by Larry Tewell for an electric line across Road C from the SW ¼ Sec. 16-T8N-R8W to SE ¼ Sec. 17-T8N-R8W to power an irrigation well and pivot — agricultural use only. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Anderson and Nuss; absent: Fintel. Motion carried.

Motion by Samuelson and seconded by Schmidt to advertise for a public hearing for an easement request for a water line in Havard Township to go across Road 321 between sections 22 and 27 Harvard Township; hearing to be held December 11, 2012 at 9:15 A.M. On roll call, yea: Johnson, Shaw, Samuelson, Anderson, Schmidt and Nuss; absent: Fintel. Motion carried.

The road work report was distributed. Motion by Anderson and seconded by Shaw to approve the Highway Superintendent's road work report for the month of November 2012. On roll call, yea: Shaw, Samuelson, Anderson, Schmidt, Johnson and Nuss; absent: Fintel. Motion carried.

The Certification for the Highway Superintendent was discussed. Motion by Shaw and seconded by Johnson to authorize the vice chairman to sign the Certification of County Highway Superintendent for determining incentive payment for the year of 2012. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw and Nuss; absent: Fintel. Motion carried.

Carissa Uhrmacher, project director explained the break down of funds that are allocated for the nine counties and what those funds are used for. Paperwork for the Juvenile Services County Aid grant funding through the Crime Commission was presented.



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Motion by Shaw and seconded by Schmidt to authorize the vice chairman to sign the Memorandum of Understanding, budget summaries and the forms for the county aid and competitive enhancement grants; all for the Juvenile Services County Aid grant funding through the Nebraska Crime Commission. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Samuelson and Nuss; absent: Fintel. Motion carried.

Jeff Franklin, County Sheriff, discussed compensatory time for employees and Juvenile EPC's. Jeff said the compensatory time will be used before the end of December. Jeff came back during the County Attorney's time and policy for the EPC's was discussed.

Bruce Rumsey, Weed Superintendent, reported that he had been spraying up until a couple of weeks ago. He has been winterizing equipment and treating volunteer trees. He presented the board with his office evaluation done by the State. The Board congratulated him on doing a great job according to the evaluation report.

Bill Abts, Ameritas Investment Corp. answered questions and presented to the board an updated 15 year schedule for future bid projects for the road department.

Travis Songster, Custodian, reported that the courthouse lawn sprinklers had been winterized, the handicap door was being repaired for extreme winds, waxing of the floors before winter was completed and painting projects would be next on his agenda. He said all the equipment was ready for winter snow removal.

Loren Uden, Emergency Manager, said the EM truck was here and getting some repairs done to it. Loren presented and answered questions for a Verizon engineering study & plans for a new tower on the county property.

Ted Griess, County Attorney, explained and answered questions for the 2 resolutions and clarified concerns regarding mileage, lodging and meal reimbursements to employees.

Ted presented a resolution in opposition of the elimination of the Inheritance Tax. Motion by Shaw and seconded by Anderson to adopt Resolution #12-16 in opposition of the elimination of the Inheritance Tax. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Anderson and Nuss; absent: Fintel. Motion carried.

RESOLUTION #12-16

Of the

CLAY COUNTY BOARD OF SUPERVISORS

Whereas, there is a proposal before the Nebraska Unicameral to eliminate the Nebraska Inheritance Tax;

Whereas, the elimination of the Nebraska Inheritance tax would result in a reduction of revenues needed to provide county services;

Whereas, the elimination of such revenue from the Nebraska Inheritance tax can only be replaced by an increase in property taxes, or additional funding to counties by the State of Nebraska;

Whereas, the increase in property taxes is not in the best interest of the taxpayers of Clay County, Nebraska;

Now therefore be it resolved by the Clay County Board of Supervisors that Clay County opposes any legislation to eliminate the Nebraska inheritance tax for the reasons above stated, unless such funding is replaced by additional funding to the counties to be provide in the form of state aid and,

Further, that a copy of this resolution be sent to the Governor of the Great State of Nebraska and to all State Senators of the Nebraska Unicameral.



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Supervisor Shaw moved the adoption of this resolution; Supervisor Anderson seconded the motion. On roll call the following Supervisors voted aye: Schmidt, Johnson, Shaw, Samuelson, Anderson and Nuss; absent: Fintel.

Voting nay: None.

Passed and adopted this 27th day of November, 2012.

Attest: /s/ Deb Karnatz, County Clerk /s/Todd Nuss, Vice Chairman Board of Supervisors

A resolution eliminating taxes on improvements on leased land was submitted to the board. Motion by Anderson and seconded by Samuelson to adopt Resolution #12-17 to allow taxes to be stricken on improvements on leased land on Lots 6 & 7 Sutton Industrial Park, Sutton, Nebraska. On roll call, yea: Johnson, Shaw, Samuelson, Anderson, Schmidt and Nuss; absent: Fintel. Motion carried.

RESOLUTION #12-17

Of the

CLAY COUNTY BOARD OF SUPERVISORS

Whereas, the Clay County Treasurer has delivered to the Board an Affidavit stating that certain personalty located on Lots 6 and 7, in Sutton Industrial Park, Sutton, Nebraska has been taxed as improvements on leased lands, that the property has more than 2 years of delinquent taxes on it, that the Treasurer's office has used due diligence to collect such tax, and that it appears that any person charged with the tax has moved out of the county and left no properties out of which any taxes can be paid, and it appears impossible to collect such taxes;

Whereas, Section 17-1738 Neb. Rev. Stat. allows for the tax to be stricken where the above factors exist,

Now therefore, be it resolved by the Clay County Board of Supervisors that the taxes on the improvements on leased lands on Lots 6 and 7, in Sutton Industrial Park, Sutton, Nebraska are stricken, and that any prior direction to the Clay County Attorney to foreclose on such taxes is hereby rescinded.

Supervisor Anderson moved the adoption of this resolution; Supervisor Samuelson seconded the motion. On roll call the following Supervisors voted aye: Johnson, Shaw, Samuelson, Anderson, Schmidt and Nuss; absent: Fintel.

Voting nay: None.

Passed and adopted this 27th day of November, 2012.

Attest: /s/ Deb Karnatz, County Clerk /s/Todd Nuss, Vice-Chairman Board of Supervisors

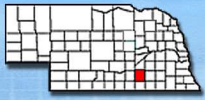
The board was reminded that there will only be two meetings in December; December 11th and the 21st.

Since Christmas Eve falls on a Monday, and the county employees normally receive half a day off, the board decided to close for the entire day.

Motion by Anderson and seconded by Samuelson to approve the claims and authorize the County Clerk to issue warrants on the respective funds. On roll call, yea: Shaw, Samuelson, Anderson, Schmidt, Johnson and Nuss; absent: Fintel. Motion carried.

GENERAL FUND

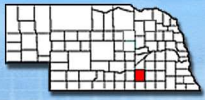
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| Employees, Full Time Wage | \$72,279.18 |
| A & L Electric, Plumbing & Heating, Service | 862.70 |
| Adams County Sheriff, Service | 56.00 |
| AFLAC, Insurance | 793.14 |
| Ameritas Life Ins., Retirement, Vision | 11,683.56 |
| Gene Arnold, Prior Service | 7.00 |



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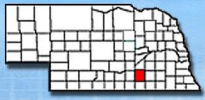
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| AS Central, Service | 51.00 |
| Ask Supply Co., Supplies | 333.45 |
| Aurora Coop Elevator, Supplies | 231.00 |
| Baird & Griess, Wireless, Supplies | 84.25 |
| Barb Barnett, Mileage, Meal | 42.96 |
| Peggy Birky, Service | 110.00 |
| Joseph Bixby, Service | 150.00 |
| Cheryl Blome, Mileage | 21.64 |
| Blue Cross Blue Shield, Ins. | 39,472.48 |
| Donna Boeka, Prior Service | 12.00 |
| Business World, Supplies | 98.55 |
| Capital City Transfer, Service | 466.00 |
| Cash-Wa Candy, Supplies | 166.08 |
| City of Fairfield, Polling place donation | 100.00 |
| City of Harvard, Polling place donation | 100.00 |
| City of Sutton, Polling place donation | 100.00 |
| Clay Center Lumber, Supplies | 36.86 |
| Clay Center Market, Supplies | 1,354.65 |
| Clay County Ag Society, Polling & Training donation | 200.00 |
| Clay County Clerk, Filing fees | 53.50 |
| Clay County News, Ads | 1,354.39 |
| Clay County Sheriff, Service | 131.96 |
| Clay County Treasurer, Postage | 3,334.60 |
| Colonial Life, Insurance | 55.00 |
| Connecting Point, Parts & Labor, Internet | 555.50 |
| Cooney Refrigeration, Service | 303.00 |
| Corner Market, Supplies | 546.84 |
| Cornerstone Bank, Withholding, Rent | 23,028.07 |
| Jack Cox, Supplies | 32.00 |
| CPI, Fuel | 2,435.06 |
| Credit Management Services, Garnishment | 322.70 |
| Culligan's of Hastings, Rent | 10.00 |
| Dell Marketing LP, Supplies | 1,158.51 |
| Discover Bank, Garnishment | 362.64 |
| Division of Comm., Service | 448.00 |
| Don's Lawn Service, Service | 400.00 |
| Dale DuBois, Prior Service | 60.00 |
| Eakes, Supplies | 293.08 |
| Edgar Fire Dept, Polling place donation | 100.00 |
| Election Workers, Payroll | 7,573.95 |
| Elite Court Reporting, Service | 149.38 |
| Ivan Fintel, Mileage | 99.00 |
| First Concord Benefits Group, Sec. 125 | 2,351.07 |
| Christine Flesner, Prior service | 12.00 |
| Friesen Chevrolet, Service | 26.50 |



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| George's 66 Service, Fuel | 535.28 |
| Lawrence Griess, Prior service | 10.00 |
| Ted Griess, Lodging, Meals | 322.17 |
| Janet Hajny, Prior Service, Meals, Mileage | 25.00 |
| Dean Hansen, Service | 300.00 |
| Jerry Hinrichs, Prior Service | 36.00 |
| Hixson Plumbing, Heating, & Air Cond., Service | 554.00 |
| Hometown Leasing, Rent | 1,121.33 |
| Howard's Glass, Repair | 282.32 |
| Immanuel Luther Church, Polling place donation | 100.00 |
| Deb Karnatz, Supplies, Mileage | 38.13 |
| Larry's Pest Control, Service | 70.00 |
| Lehman Reporting Service, Service | 192.90 |
| Matthew Bender & Co., Supplies | 62.29 |
| Madison National Insurance Services Inc, Ins. | 45.26 |
| Robert Matticks, Prior service | 25.00 |
| Meyhew Signs, Equipment | 2,740.00 |
| MIPS, Support | 3,281.26 |
| Monroe Systems, Supplies | 183.44 |
| NACCTFO, Dues | 75.00 |
| NACO, Registration | 1,320.00 |
| National Assoc of Counties, Dues | 400.00 |
| National Dist. Attorney Assoc., Dues | 95.00 |
| National Presto Industries, Supplies | 75.00 |
| Nationwide, 457 Plan | 425.00 |
| NE Health & Human Services, Lincoln, Beatrice | 186.00 |
| NE Public Health Environmental Lab, Service | 98.00 |
| Danalee Nelson, Mileage | 114.89 |
| Paint & Paper Palace, Supplies | 38.99 |
| Sarah Peshek, Cleaning | 500.00 |
| Printing MD, Supplies | 311.65 |
| Protex Central Inc., Service | 244.00 |
| Quality Sound & Communication Inc., | 147.00 |
| Jenny Rees, Mileage, Sub. | 443.50 |
| Region 3, Service | 690.47 |
| Reliable Office Supplies, Supplies | 252.43 |
| Gerald Schmidt, Mileage | 4.44 |
| Tonya Schmidt, Prior Service | 48.00 |
| Secretary of State, Supplies | 20.00 |
| Seiler & Parker, Service | 1,295.35 |
| Sherwin Williams, Paint | 29.48 |
| Shed Monster, Service | 185.85 |
| Sirchie Fingerprint Laboratories, Supplies | 218.83 |
| Sleuth, Service | 1,878.26 |
| Source Gas, Utilities | 790.26 |



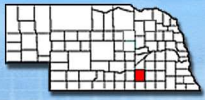
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| South Central Mutual Aid Assoc., Dues | 30.00 |
| South Central Public Power, Utilities | 1,595.01 |
| Cindy Strasheim, Phone, Mileage | 25.00 |
| Sullivan, Shoemaker PC LLO, Service | 2,601.00 |
| Superior INET, Service | 79.98 |
| Sutton Electric, Service | 891.57 |
| Sutton Lumber, Supplies | 22.75 |
| Sutton Memorial Chapel, Service | 508.00 |
| Theobald Law Office, Service | 399.00 |
| The Thompson Company, Supplies | 182.86 |
| Trumbull Community Center, Polling place donation | 100.00 |
| University of Lincoln, Registrations | 110.00 |
| US Bank, Meals, Lodging, Supplies | 740.49 |
| Carroll Verhage, Service | 150.00 |
| Verizon Wireless, Cell Phones | 295.08 |
| Village of Deweese, Polling place donation | 100.00 |
| Wal-Mart, Supplies | 76.94 |
| Holli Weber, Mileage | 58.83 |
| Whelan & Scherr, Glen & Mead, Service | 38.00 |
| Linda Whiting, Mileage, Supplies | 739.96 |
| Windstream, Service | 1,470.08 |
| Woodward's, Garbage | 105.00 |

ROAD FUND

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| Employees, Full Time Wage | \$34,645.30 |
| AFLAC, Insurance | 343.59 |
| Ameritas Life Ins., Retirement, Vision | 5,151.56 |
| A & L Electric Plumbing & Heating, Service | 166.41 |
| ARTeCK, Supplies | 7.00 |
| Beck's Farm Equipment, Inc., Supplies | 86.69 |
| Blue Cross Blue Shield, Ins. | 828.18 |
| City of Edgar, Utilities, Repairs | 332.88 |
| City of Fairfield, Utilities | 32.65 |
| City of Harvard, Utilities | 48.00 |
| City of Sutton, Utilities | 30.07 |
| Clay Center Market, Supplies | 76.49 |
| Clay Center Service, Truck | 3,000.00 |
| Colonial Life, Insurance | 36.32 |
| Connecting Point, Internet | 38.50 |
| Cornerstone Bank, Withholdings | 11,163.95 |
| CPI, Fuel | 13,504.81 |
| Dutton Lainson Co., Supplies | 130.83 |
| Eakes, Supplies | 83.58 |
| Fastenal. Supplies | 12.93 |
| Filter Care of NE, Supplies | 145.15 |



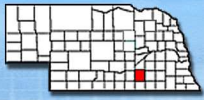
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| First Concord Benefits Group, Sec. 125 | 80.00 |
| Friesen Chevrolet, Service | 26.05 |
| George Bros., Fuel | 1,131.00 |
| George's 66 Service, Fuel | 72.63 |
| Hayes Land Surveying, Surveyor | 1,192.08 |
| Island Supply & Welding, Supplies | 75.50 |
| Ken & Al's Service Inc., Fuel, Supplies | 4,769.38 |
| Kirkham Michael, Engineering | 14,819.68 |
| Krieger Electric Co., Service | 6,724.96 |
| LCL Truck Equipment Inc, Parts | 609.95 |
| Mainelli Wagner, Engineering | 2,095.66 |
| Madison National Insurance Services Inc, Ins. | 22.20 |
| Mary Lanning, Testing | 75.00 |
| Medical Enterprises, Testing | 62.00 |
| Midwest Service & Sales Co., Supplies | 24,089.20 |
| Moore Electric, Service | 1,700.00 |
| Murphy Power Plan, Parts | 1,081.10 |
| Murphy Tractor & Equipment, Backhoe | 77,665.00 |
| NACO, Registration | 120.00 |
| Napa Auto Parts, Parts | 54.03 |
| NCS Equipment Inc., Rental | 1,769.60 |
| NE Truck Center, Parts | 42.07 |
| Newman Traffic Signs, Signs | 775.00 |
| NMC Exchange, Supplies, Labor & Parts | 1,041.15 |
| Oregon Trail, Supplies | 947.23 |
| Paramount Linen & Uniforms, Supplies | 72.64 |
| Patchmaster Central, Maintenance | 34,755.95 |
| Platte Valley Comm. of Hastings, Supplies, Repairs | 1,724.80 |
| Plautz Auto Sales, Truck | 3,200.00 |
| Printing MD, Supplies | 81.85 |
| Pro Tech Seamless Gutters LLC, Repair | 40.00 |
| Quality Red D Mix, Concrete | 208.00 |
| R & K Service, Fuel | 9,675.61 |
| SD Davenport GP, Fuel | 180.93 |
| Source Gas, Utilities | 247.79 |
| South Central Public Power, Utilities | 222.06 |
| Stern Oil, Oil | 2,039.54 |
| Sutton Lumber, Supplies | 1,313.13 |
| Joe Svoboda, Repair | 44.55 |
| Todd's Feed, Supplies | 300.49 |
| Windstream, Service | 101.74 |
| Woodward's, Garbage | 42.50 |

SOUTH CENTRAL PARTNERSHIP GRANT FUND

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|-----------------------------------|------------|
| Adams County Diversion, Treatment | \$2,000.00 |
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| Kearney/Buffalo County CASA, Grant | 750.00 |
| Phelps/Harlan County CASA, Grant | 750.00 |
| Probation, Grant | 2,000.00 |
| Carissa Uhrmacher, Admin. Exp. | 1,113.25 |

HEALTH FUND

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|--|------------|
| Employees, Full Time Wage | \$5,774.99 |
| Ameritas Life Ins., Retirement | 985.77 |
| Blue Cross Blue Shield, Ins. | 897.69 |
| Eleanor Clark, Mileage | 475.08 |
| Clay County New, Ads | 123.31 |
| Cornerstone Bank, Withholdings | 2,298.71 |
| Culligan's of Hastings, Supplies | 29.50 |
| Eakes, Supplies | 37.75 |
| First Concord Benefits Group, Sec. 125 | 125.00 |
| GlaxoSmithKline Pharmaceuticals, Vaccine | 643.50 |
| Janis Johnson, Mileage | 205.91 |
| National Pen, Supplies | 136.40 |
| USPS, Postage | 45.00 |
| Windstream, Service | 174.24 |

E911 FUND

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| Windstream, Service | 618.53 |
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WEED FUND

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| Employee, Full Time Wage | \$2,277.27 |
| AFLAC, Insurance | 104.00 |
| Ameritas Life Ins Co., Retirement | 364.90 |
| Connecting Point, Internet | 28.50 |
| Cornerstone Bank, Withholdings | 961.54 |
| CPI, Fuel | 360.75 |
| NACO, Registration | 120.00 |
| NE Weed Control Assoc., Dues, Training | 220.00 |
| South Central Public Power, Utilities | 36.47 |
| Windstream, Service | 48.01 |

911 FUND

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|----------------------------|---------|
| Connecting Point, Internet | \$68.50 |
| Windstream, Service | 277.89 |

Motion by Shaw and seconded by Johnson to adjourn this meeting at 12:15 P.M.; next meeting scheduled for December 11, 2012. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw and Nuss; absent: Fintel. Motion carried.



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